

KEARNS CITY COUNCIL

ORDINANCE NO. 2026-O-12

DATE: JULY 13, 2026

**AN ORDINANCE OF THE KEARNS CITY COUNCIL AMENDING AND REPLACING
SECTION 2.04.150 OF THE KEARNS MUNICIPAL CODE TO PROVIDE FOR CITY
COUNCIL'S CREATION OF COMMITTEES, GOVERNANCE, AND MEMBERSHIP
APPOINTMENT AND REMOVAL POWERS**

WHEREAS, the Council under a five-member council form of government is the legislative body and exercises the legislative powers and performs the legislative duties and functions of the City as provided in Utah Code § 10-3b-105; and

WHEREAS, the Council shall exercise any executive or administrative power and perform or supervise the performance of any executive or administrative duty not given to the Mayor pursuant to Utah Code § 10-3b-403 and Kearns Municipal Code Section 2.04.080; and

WHEREAS, the Council may by ordinance create city committees to assist in the function of city business, broaden input into important areas of civic interest, and promote the general welfare by exploring and increasing public involvement; and

WHEREAS, the Council adopted Ordinance 2026-O-03 on April 13, 2026, amending Chapter 2.56 of the Kearns Municipal Code to establish the Kearns Community Committee for the purposes of planning and implementing the City's planned annual civic events; and

WHEREAS, the Council anticipates the creation and establishment of other city committees as authorized in Kearns Municipal Code Section 2.04.150; and

WHEREAS, each Council member shall make at least one appointment or reappointment of a member to an established city committee; and

WHEREAS, the Council adopted Rules of Order and Procedure and Code of Conduct provisions for the Council, and intends to adopt similar provisions for its committees as recommended therefrom; and

WHEREAS, the Council may exercise its authority to appoint and remove appointed members to a city committee at its sole discretion and without cause.

**NOW THEREFORE, IT IS HEREBY ORDAINED BY THE KEARNS CITY COUNCIL
AS FOLLOWS:**

1. Amendment: Section 2.04.150 of the Kearns Municipal Code is repealed in its entirety and replaced with the language hereto as **Exhibit 1**.

2. Severability. If a court of competent jurisdiction determines that any part of this ordinance is unconstitutional, then such portion of this ordinance, or specific application of this ordinance is unconstitutional or invalid, then such portion of this ordinance, or specific application of this ordinance, shall be severed from the remainder, which shall continue in full force and effect.
3. Direction to Mayor and Staff: The Mayor and staff are authorized and directed to take such steps as may be needed: (a) for this resolution to become effective under Utah law; and (b) to finalize and post the resolution to MuniCode, including but not limited to making non-substantive edits to correct any scrivener's, formatting, and numbering errors.
4. Effective Date: This Ordinance shall become effective immediately upon its posting.

ADOPTED AND APPROVED at a duly called meeting of the Kearns City Council on this 13th day of July 2026.

[Execution on following page]

CITY OF KEARNS

Signed by:
Jesse Valdez
By: EEA186388F5F46B
Jesse Valdez, Mayor

ATTEST

Diana Baun
Diana Baun, City Recorder

City Council Vote as Recorded:

Council Member Butterfield	voting	<u>aye</u>
Council Member Colby, Jr.	voting	<u>aye</u>
Council Member Longtin	voting	<u>aye</u>
Council Member Schaeffer	voting	<u>aye</u>
Mayor Valdez	voting	<u>aye</u>

(Complete as Applicable)

Date ordinance summary was posted to the City of Kearns' website, the Utah Public Notice website, and in a public place within the City of Kearns per Utah Code §10-3-711: August 1, 2020

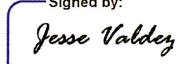
Effective date of ordinance: August 1, 2020

**SUMMARY OF
KEARNS CITY COUNCIL
ORDINANCE NO. 2026-O-12**

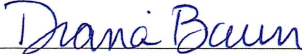
On July 13, 2026, the Kearns City Council enacted Ordinance No. 2026-O-12, which replaces and amends Section 2.04.150 of the Kearns Municipal Code to provide for the creation of committees and appointment and removal of members on city committees.

ADOPTED AND APPROVED at a duly called meeting of the Kearns City Council on this 13th day of July 2026.

CITY OF KEARNS

Signed by:

By: EEA186388E5E46B
Jesse Valdez, Mayor

ATTEST


Diana Baun, City Recorder

City Council Vote as Recorded:

Council Member Butterfield	voting	<u>aye</u>
Council Member Colby, Jr.	voting	<u>aye</u>
Council Member Longtin	voting	<u>aye</u>
Council Member Schaeffer	voting	<u>aye</u>
Mayor Valdez	voting	<u>aye</u>

A complete copy of Ordinance No. 2026-O-12 is available I the office of the Kearns City Recorder located at 860 W. Levoy Dr., Suite 300, Taylorsville, UT 84123

EXHIBIT 1

CHAPTER 2.04.150 Additional Committees – Meetings – Governance – Member Appointment, Removal or Resignation

- A. The Council may establish committees as it deems appropriate to address the needs and recognize the benefits of volunteer service, community involvement, and citizen outreach and interaction. The Council may provide for and establish any committee, including but not limited to, its name, purpose, duties, membership, staff support, member responsibilities and duties, rules of order and procedure, council action and interactions with the Council, and related governance matters, including the appointment and removal of committee members. The Council may also convene meetings at any time for the purpose of study, discussion, investigations, formal hearings, or inquiries, workshops, training, or presentations by or responses from citizens or other interested persons or groups.
- B. No official action may be taken in committee meetings other than the adoption of nonbinding recommendations to the Council, except as otherwise authorized by city code or in accordance with state law.
- C. Committee meetings shall be open to the public in accordance with state law and public notice shall be given of all committee meetings in the same manner as required for any other regular, special, or emergency meetings.
- D. Committee meetings shall be conducted in accordance with the rules of order and procedure created and recommended by the committee and approved by the Council. Any committee member's failure to comply with the committee's rules of order and procedure, code of conduct, or bylaws are grounds for removal from the committee.
- E. The committee shall meet monthly or as often as it deems necessary, but not less than quarterly. All meetings will be subject to the Utah Open and Public Meetings Act and Government Records Access and Management Act.
- F. The committee shall create its own set of bylaws or code of conduct for the purpose of conducting its business. The bylaws or code will be subject to approval by the Council and shall also include the requirement and procedure for having and selecting a Committee Chair and Vice-Chair.
- G. The Council shall have the right to appoint the members of any committee and may remove any appointed member at any time at its sole discretion and without cause by a majority vote of the Council.
- H. Committee members shall be considered volunteers of the City and not employees, officials, or officers of the City pursuant to the provisions of the Utah Governmental Immunity Act, Utah Code § 63G-7-101, et seq., in any civil action that may arise within

the course and scope of the performance of duties under this chapter.

- I. A member of a committee may resign at any time by giving written notice of such resignation to the chair. The resignation shall be recorded in the meeting minutes. Any vacancy during a member's term shall be filled in the same manner as a regular appointment and the person appointed shall serve the remainder of the unexpired term.